

RESOLUTION NO. 2022-14

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CATHEDRAL CITY, CALIFORNIA, ESTABLISHING PENALTIES AND FINES FOR VIOLATION OF CITY SHORT TERM VACATION RENTAL REGULATIONS

WHEREAS, on October 9, 2020, the City Council adopted Resolution No. 2020-45 establishing a fee schedule for violations of the City's Short Term Vacation Rental (STVR) regulations; and

WHEREAS, on September 9, 2020, the City Council adopted Resolution No. 2020-52 to clarify that the fines, penalties and other charges for violation of the City's STVR regulations established by Resolution No. 2020-45 apply to violations of the STVR regulations regardless of the outcome of the referendum petition; and

WHEREAS, the City Council desires to establish a new resolution establishing a revised fee schedule for violations of the City's Short Term Vacation Rental (STVR) regulations, in light of a proposed amendment to such regulations.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF CATHEDRAL CITY, DOES HEREBY RESOLVE, DETERMINE AND ORDER AS FOLLOWS:

SECTION 1. INCORPORATION OF RECITALS

The City Council hereby finds the recitals set forth above to be true and correct.

SECTION 2. ESTABLISHMENT OF FINES, PENALTIES AND OTHER CHARGES FOR

to Section 5.96.070(A) of the Cathedral City Municipal Code, any person in **VIOLATION OF CHAPTER 5.96 OF THE CATHEDRAL CITY MUNICIPAL CODE**

- A. Pursuant to a violation of any provision of Chapter 5.96 of the Cathedral City Municipal Code or term or condition of a permit shall be subject to the following penalties except as indicated in B, C and D below:
1. First violation: \$1000.00.
 2. Second violation: \$3,000.00.
 3. Third violation: \$5,000.00 and suspension of the permit.
- B. Any person who operates and/or advertises a STVR without a permit, in violation of Section 5.96.040(C) of the Cathedral City Municipal Code shall be subject to the following penalties:
1. Any past transient occupancy tax, including penalties and interest.
 2. First violation: \$5,000.00 and future denial of permit authorizing STVR operation within the City, for a period of one (1) year.
 3. Second violation: \$10,000.00.
 4. Third and subsequent violations: \$15,000.00

- C. Pursuant to Section 5.96.070(F) of the Cathedral City Municipal Code, any individual who lodges a false complaint regarding a STVR shall be subject to the following fines:
1. First violation: \$100.00.
 2. Second violation: \$250.00.
 3. Third and subsequent violations: \$500.00.
- D. Pursuant to Section 5.96.070(B)(5) of the Cathedral City Municipal Code, Each and every violation by a Hosting Platform carries a fine of no less than \$1,000 per violation per day.

SECTION 3. EFFECTIVE DATE

This Resolution shall take effect on March 23, 2022. This Resolution shall supersede Resolution No. 2020-052.

SECTION 4. CERTIFICATION

The City Clerk shall attest to and certify the vote adopting this Resolution.

PASSED, APPROVED AND ADOPTED at a regular meeting of the City Council of the City of Cathedral City held on this 23rd day of March, 2022, by the following vote:

Ayes: Councilmembers Gregory, Ross and Carnevale; Mayor Pro Tem Lamb and Mayor Gutierrez

Noes: None

Absent: None

Abstain: None


Ernesto M. Gutierrez, Mayor

ATTEST:


Tracey R. Hermosillo, City Clerk

APPROVED AS TO FORM:


Eric S. Vail, City Attorney